



PATENT  
HMD2000-1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Thomas N. Giaccherini, et al.

Examiner: Ly, Anh Vu H.

Serial No.: 09/579,324

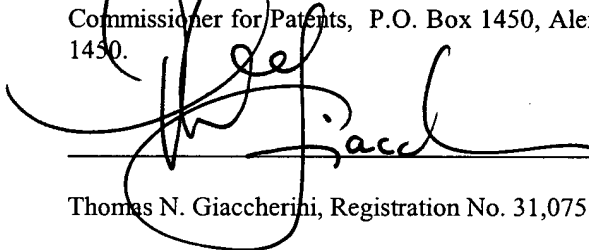
Group Art Unit: 2667

Title: **Method for Utilizing  
Excess Communications Capacity**

Filed: 25 May 2000

**CERTIFICATE OF MAILING UNDER 37 C.F.R. SECTION 1.8**

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Thomas N. Giaccherini, Registration No. 31,075

Date 31 Aug  
2005

**THIRD DISCLOSURE STATEMENT**

The Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

The Applicants submit this Third Disclosure Statement and completed Form PTO/SB/08A for their Pending U.S. Patent Application to report documents cited in related Patent Applications.

Third Disclosure Statement for U.S. Patent Application entitled  
Method for Utilizing Excess Communications Capacity  
U.S.S.N. 09/579,324  
HMD2000-1

**DISCLOSURE DOCUMENTS**

**Cited by Examiner Kieu-Oahn T. Bui**

**USSN 09/688,997**

A- US 5 917 830 Chen

B- US 5 231 494 Wachob

C- US 5 526 035 Lappington

D- US 5 583 864 Lightfoot

**Group Art Unit 2611**

**HMD2000-1-cipA**

**Cited by Examiner Frank Duong**

**USSN 09/833,094**

A- US 5 657 072 Aristides

B- US 5 654 746 McMullan

**Group Art Unit 2666**

**Docket No. HMD2000-1-cipB**

**Cited by Examiner Frank Duong**

**USSN 09/948,021**

A- US 5 657 072 Aristides

B- US 6 029 045 Picco

**Group Art Unit 2666**

**Docket No. HMD2000-1-cipC**

Third Disclosure Statement for U.S. Patent Application entitled  
Method for Utilizing Excess Communications Capacity  
U.S.S.N. 09/579,324  
HMD2000-1

**Cited by Examiner Hai V. Nguyen**

**Group Art Unit 2142**

**USSN 10/112,826**

**Docket No. HMD2000-1-cipG**

A- US 2003 007 0174 Solomon

B- US 2002 018 4457 Yuasa

C- US 6 651 141 Andrangi

**Cited by Examiner Cameron Saadat**

**Group Art Unit 3713**

**USSN 10/742,568**

**Docket No. VLT2000-1-cipR**

A- US 5 572 442 Schulhof

B- US 6 671 736 Virine

C- 2002 019 4309 Carter

U- Glossary of Satellite Terms 2000 Design Publishers

V- Whats.techtarget.com

**Cited by PCT Authorized Officer**

**PCT/US04/41847**

**Docket No. VLT-LV-PCT**

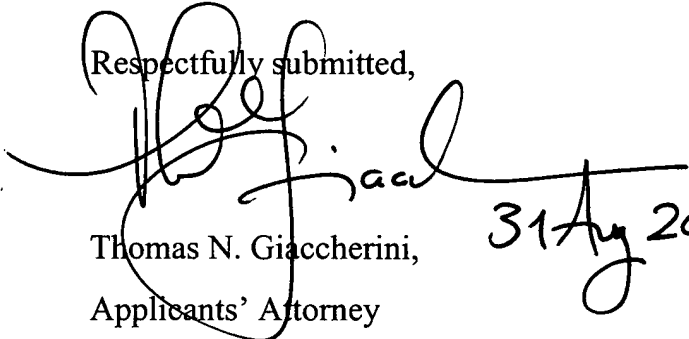
A- US 5 572 442 Schulhof

Third Disclosure Statement for U.S. Patent Application entitled  
Method for Utilizing Excess Communications Capacity  
U.S.S.N. 09/579,324  
HMD2000-1

**CONCLUSION**

The Applicants submit this Third Disclosure Statement to report documents asserted against the Claims of related Patent Applications to comply with Rule 56 and the *Dayco* decision. The Applicants believe that no fee is required to submit this Third Disclosure Statement.

Respectfully submitted,

  
Thomas N. Giaccherini,  
Applicants' Attorney

Registration No. 31,075

31 Aug 2005.

**Thomas N. Giaccherini**

Post Office Box 1146

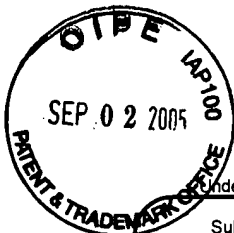
Carmel Valley, California 93924

831.659.5300

Transmitted to the United States Patent Office

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on Wednesday 31 August 2005



PTO/SB/08A (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet **ONE** of **ONE****Complete if Known**

Application Number	09/579,324
Filing Date	25 May 2000
First Named Inventor	Giaccherini
Art Unit	2667
Examiner Name	Ly, Anh Vu H.
Attorney Docket Number	HMD2000-1 3DST

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 5 917 830		Chen	
		US- 5 231 494		Wachob	
		US- 5 526 035		Lappington	
		US- 5 583 864		Lightfoot	
		US- 5 657 072		Aristides	
		US- 5 654 746		McMullan	
		US- 6 029 045		Picco	
		US- 2003 007 0174		Solomon	
		US- 2002 018 4457		Yuasa	
		US- 6 651 141		Andrangi	
		US- 5 572 442		Schulhof	
		US- 6 671 736		Virine	
		US- 2002 019 4309		Carter	
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

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Sheet ONE of ONE

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Glossary of Satellite Terms 2000 Design Publishers	
		Whats.techtarget.com	

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